Montana State Legislature

2013 Session

ADDITIONAL DOCUMENTS MAYINCLUDE THE FOLLWING:

- Business Report
- · Roll Call Attendance
- Standing Committee
 Reports
- Tabled Bills
- Fiscal Reports etc.
- Roll Call Votes
- Informational Items
- Witness Statements
- Any Documents; such as;
 *Petitions if any.
 *Any and all material handed end after the

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BUSINESS REPORT

MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION

SENATE FINANCE AND CLAIMS COMMITTEE

Date: Friday, April 12, 2013

Place: Capitol

Time: 5:00 PM **Room:** 317-A

BILLS and RESOLUTIONS HEARD:

EXECUTIVE ACTION TAKEN:

58 410 DO PASS AS AMENDED

4B 580 ACTION POSTPONED

HS 13 BE CONCURRED IN AS AMENDED

HB 6 BE CONCURRED IN AS AMENDED

HB 580 BE CONCURRED IN AS IMENDED

HB 420 BE CONCURRED N AS AMENDED

HB 5 BE CONCURRED IN A SAMEN DED

4B 627 BE CONCURRED IN AS AHENDED

Comments:

SEN. Rick Ripley, Chair

MONTANA STATE SENATE ROLL CALL

FINANCE AND CLAIMS COMMITTEE

NAME	PRESENT	ABSENT/
		EXCUSED
Chairman Ripley	V	
Vice Chair Walker	V	
Senator Brenden	V	
Senator Brown	V	
Senator Buttrey	V	
Senator Caferro	·	V
Senator Essmann		~
Senator Hamlett	V	a a
Senator Jones	V	
Senator Keane	V	
Senator Lewis	V	
Senator Moore	V	
Senator Olson		
Senator Priest		V
Senator Rosendale	V	
Senator Sesso		
Senator Tropila		/
Senator Wanzenried	V	
Senator Webb	V	
Senator Windy Boy	1	/



April 12, 2013 Page 1 of 1

Mr. President:

We, your committee on Finance and Claims recommend that Senate Bill 410 (first reading copy -- white) do pass as amended.

Signed

Senator Rick Ripley, Chair

And, that such amendments read:

1. Title, page 1, line 7.

Following: "AN"

Insert: "IMMEDIATE"

2. Page 1, line 11.
Following: "2013,"

Strike: "there is transferred"

Insert: "the state treasurer shall transfer"

3. Page 1, line 14. Strike: "July 1, 2013"

Insert: "on passage and approval"

- END -

Committee Vote: Yes 17, No 0

Fiscal Note Required __



April 12, 2013 Page 1 of 1

Mr. President:

We, your committee on Finance and Claims recommend that House Bill 420 (third reading copy -- blue) be concurred in as amended.

JC

Senator Rick Ripley

To be carried by Senator Rick Ripley

And, that such amendments read:

1. Page 4, line 17.
Strike: "\$105,000"

Insert: "\$1"

- END -

Committee Vote:
Yes 13, No 7
Fiscal Note Required ___

HB0420002SC13601.swr



April 12, 2013 Page 1 of 3

Mr. President:

We, your committee on Finance and Claims recommend that House Bill 13 (third reading copy -- blue) be concurred in as amended.

Signed:

Senator Rick Ripley, Chair

To be carried by Senator Alan Olson

And, that such amendments read:

1. Title, page 1, line 8.
Following: "REVISIONS"

Strike: ","
Insert: "AND"

2. Title, page 1, lines 8 and 9.

Strike: ", AND" on line 8 through "INITIATIVE" on line 9

3. Title, page 1, line 10.

Following: "SECTIONS"
Insert: "2-18-301,"
Following: "2-18-303"

Insert: ","

4. Page 1, line 14. Following: line 13

Insert: "Section 1. Section 2-18-301, MCA, is amended to read:

Committee Vote:

Yes 14, No 6

Fiscal Note Required ___

- "2-18-301. Intent of part -- rules. (1) It is the intent of the legislature that compensation plans for state employees, excluding those employees excepted under 2-18-103 or 2-18-104, be based, in part, on an analysis and comparison of the municipal and state government labor market markets in North Dakota, South Dakota, Idaho, and Wyoming as provided by the department in a biennial salary survey from the national compensation association of state governments salary survey and other information relative to the state government salaries and compensation in those states. The salary survey must be submitted For the biennium beginning July 1, 2013, the department shall determine this information before pay raises are implemented. For legislative sessions following the biennium beginning July 1, 2013, the department shall submit to the office of budget and program planning as a part of the information required by 17-7-111:
- (a) an analysis of how Montana government employee salaries and other compensation compare to the municipal and state government salaries in North Dakota, South Dakota, Idaho, and Wyoming; and
- (b) an analysis of the labor market as determined by the department in a biennial salary survey.
- (2) Pay adjustments, if any, provided for in 2-18-303 supersede any other plan or systems established through collective bargaining after the adjournment of the legislature.
- (3) Total funds required to implement the pay increases, if any, provided for in 2-18-303 for any employee group or bargaining unit may not be increased through collective bargaining over the amount appropriated by the legislature.
- (4) The department shall administer the pay program established by the legislature on the basis of competency, internal equity, and competitiveness to external labor markets the municipal and state government labor markets in North Dakota, South Dakota, Idaho, and Wyoming. The intent is to bring all pay bands to the same relationship percentage of the market rate midpoint salary comparison when fiscally able.
- (5) The broadband pay plan must consist of nine pay bands. Each pay band must contain a salary range with a minimum salary and a maximum salary.
- (6) Based on the biennial salary survey, the department shall:
 - (a) identify current market rates for all occupations;
 - (b) establish salary ranges for each pay band; and
- (c) recommend competitive pay zones with the municipal and state government labor markets in North Dakota, South Dakota, Idaho, and Wyoming using the national compensation association of state governments salary survey and other relevant information for those states.
- (7) The department may promulgate rules not inconsistent with the provisions of this part, collective bargaining statutes, or negotiated contracts to carry out the purposes of this part.
 - (8) Nothing in this part prohibits the board of regents

Renumber: subsequent sections



April 12, 2013 Page 1 of 2

Mr. President:

We, your committee on Finance and Claims recommend that House Bill 6 (third reading copy - blue) be concurred in as amended.

Signed:

Senator Rick Ripley, Chair

To be carried by Senator Rick Ripley

And, that such amendments read:

1. Title, page 1, line 8.

Following: "PROGRAM;"

Insert: "APPROPRIATING MONEY TO THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION TO IMPLEMENT COMPACTS FOR THE BLACKFEET TRIBE AND THE FORT BELKNAP INDIAN COMMUNITY OF THE FORT BELKNAP RESERVATION;"

2. Page 1, line 29.

Strike: "AND"

3. Page 2, line 7.

Following: "\$176,850"

Insert: ";(h) \$3 million to be deposited in the Peoples Creek
 minimum flow account provided for in 85-20-1007 for
 implementation of the Fort Belknap Indian Community-Montana
 water rights compact; and

(i) \$14 million to be deposited in the Blackfeet Tribe water rights compact infrastructure account provided for in 85-20-1505 for water-related infrastructure projects within the exterior boundaries of the Blackfeet Indian reservation as provided for in 85-20-1505"

Committee Vote:

Yes 18, No 2

Fiscal Note Required ___

4. Page 9, line 29. Strike: "\$3,473,686" Insert: "\$20,473,686"

5. Page 10, line 5.

Insert: "NEW SECTION. Section 7. Coordination instruction. If House Bill No. 14 is passed and approved and provides for funding for the projects outlined in [section 1(1)(h) or (1)(i) of this act], the appropriations made in [section 1(1)(h) or (1)(i) of this act] must be reduced by the amounts appropriated in House Bill No. 14 and the difference must revert to the general fund."

Renumber: subsequent sections

- END -



April 12, 2013 Page 1 of 1

Mr. President:

We, your committee on Finance and Claims recommend that House Bill 580 (third reading copy -- blue) be concurred in as amended.

Signed:

Senator Rick Ripley, Cha

To be carried by Senator Bradley Hamlett

And, that such amendments read:

1. Page 2, line 18.

Strike: "general fund"

Insert: "state special revenue fund oil and gas ERA account"

- END -

Committee Vote:
Yes 18, No 0
Fiscal Note Required ___



April 12, 2013 Page 1 of 1

Mr. President:

We, your committee on Finance and Claims recommend that House Bill 420 (third reading copy -- blue) be concurred in as amended.

Signed:		
	Senator Rick Ripley,	Chair

To be carried by Senator Rick Ripley

And, that such amendments read:

1. Page 4, line 17. Strike: "\$105,000"

Insert: "\$1"

- END -

Committee Vote: Yes 13, No 7 Fiscal Note Required __



April 12, 2013 Page 1 of 2

Mr. President:

We, your committee on Finance and Claims recommend that House Bill 5 (third reading copy - blue) be concurred in as amended.

Signed:

Senator Rick Ripley, Chair

To be carried by Senator Dave Lewis

And, that such amendments read:

1. Page 1, line 12.

Strike: "12" Insert: "10"

2. Page 1, line 16.

Strike: "12" Insert: "10"

3. Page 3, line 18 through line 19.

Strike: line 18 through line 19 in their entirety

4. Page 3, line 21 through page 4, line 2.

Strike: page 3, line 21 through page 4, line 2 in their entirety

5. Page 4, line 6.

Strike: line 6 in its entirety

6. Page 8, line 4 through line 5.

Strike: "SHALL GIVE FIRST CONSIDERATION TO"

Insert: "may consider only"

Following: "AGREEMENTS"

Strike: "_" on line 4 through "ACQUISITIONS" on line 5

7. Page 8, line 13 through line 15.

Committee Vote:

Yes 12, No 8

Fiscal Note Required ___

Strike: section 5 in its entirety
Renumber: subsequent sections

8. Page 9, line 19 through page 10, line 5.

Strike: section 10 in its entirety

Renumber: subsequent sections

9. Page 10, line 7. Strike: "\$91,800,000" Insert: "\$9,800,000"

10. Page 10, line 10.

Strike: "11" Insert: "9"

. 1.

11. Page 10, line 11.

Strike: "11" Insert: "9"

- END -



April 12, 2013 Page 1 of 1

Mr. President:

We, your committee on Finance and Claims recommend that House Bill 627 (third reading copy -- blue) be concurred in as amended.

Signed: Z

Senator Rick Ripley, Chair

To be carried by Senator Edward Buttrey

And, that such amendments read:

1. Page 1, line 19.

Following: "department"

Insert: "and the department of commerce"

2. Page 1, line 29.

Following: "department"

Insert: "and the department of commerce"

- END -

Committee Vote: Yes 14, No 6

Fiscal Note Required ___

DATE:	4-12	, 2013	BILL # 1/3 /3	VOTE	8-12

MOTION: HB 001308-9. 9 #5

NAME	AYE	NO	PROXY	EXCUSED
VICE CHAIR WALKER	-/			
SENATOR BRENDEN	V			
SENATOR BROWN		V		
SENATOR BUTTREY		V		
SENATOR CAFERRO		V		
SENATOR ESSMANN	1/		V	
SENATOR HAMLETT		V		
SENATOR JONES		V		
SENATOR KEANE		1/		***************************************
SENATOR LEWIS	V			
SENATOR MOORE	V			
SENATOR OLSON		V		
SENATOR PRIEST	~		/	
SENATOR ROSENDALE	/	-		
SENATOR SESSO				
SENATOR TROPILA		/		
SENATOR WANZENRIED				
SENATOR WEBB	V			
SENATOR WINDY BOY		~		
CHAIRMAN RIPLEY		V		

DATE:	4-12		, 2013	BILL # <u>HB / 3</u>	VOTE	14-6
MOTION:	HB 13	Be	Concur	ed An lo Comende		, , ,

NAME	AYE	NO	PROXY	EXCUSED
VICE CHAIR WALKER				
SENATOR BRENDEN	/			
SENATOR BROWN	V			
SENATOR BUTTREY	V			
SENATOR CAFERRO	V			
SENATOR ESSMANN		V	V	
SENATOR HAMLETT	V			
SENATOR JONES	/		1	
SENATOR KEANE	V			
SENATOR LEWIS	V		1	
SENATOR MOORE		V		
SENATOR OLSON				
SENATOR PRIEST		V	/	
SENATOR ROSENDALE		V		
SENATOR SESSO	/			
SENATOR TROPILA	/			
SENATOR WANZENRIED	/			
SENATOR WEBB		V		
SENATOR WINDY BOY	V			
CHAIRMAN RIPLEY	V			

DATE:	4-12	_, 2013	BILL #	VOTE <u>/8</u> - Z
MOTION:	HB (o les	amended	7

NAME	AYE	NO	PROXY	EXCUSED
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SENATOR BRENDEN	·			
SENATOR BROWN	v		7	
SENATOR BUTTREY	V			
SENATOR CAFERRO	1/			
SENATOR ESSMANN		V	1/	
SENATOR HAMLETT	V			
SENATOR JONES	V			2
SENATOR KEANE	V			
SENATOR LEWIS	1/			
SENATOR MOORE	V			
SENATOR OLSON				
SENATOR PRIEST		•	V	
SENATOR ROSENDALE	V			
SENATOR SESSO	V			
SENATOR TROPILA	~			
SENATOR WANZENRIED	V			
SENATOR WEBB	V			
SENATOR WINDY BOY	~			
CHAIRMAN RIPLEY	V			

DATE:	4-12	, 2013	BILL# HBYOD	VOTE <u>13-7</u>
MOTION:	HB420	as smended		,

NAME	AYE	NO	PROXY	EXCUSED
VICE CHAIR WALKER		1/		ZireesEb
SENATOR BRENDEN		V		
SENATOR BROWN	V			
SENATOR BUTTREY	V			
SENATOR CAFERRO	1/			
SENATOR ESSMANN		V		
SENATOR HAMLETT	V			
SENATOR JONES	V			
SENATOR KEANE	V			
SENATOR LEWIS				
SENATOR MOORE	7	1/		
SENATOR OLSON	1/			
SENATOR PRIEST		V	V	
SENATOR ROSENDALE		V		
SENATOR SESSO				
SENATOR TROPILA				
SENATOR WANZENRIED		/		
SENATOR WEBB	,	V		
SENATOR WINDY BOY				
CHAIRMAN RIPLEY	V			

DATE:	4-12,2013	BILL # <u>#65</u>	VOTE 12-6
MOTION:	Allen who	ti la	

NAME	AYE	NO	PROXY	EXCUSED
VICE CHAIR WALKER		1/		
SENATOR BRENDEN		V		
SENATOR BROWN	V			
SENATOR BUTTREY	V			
SENATOR CAFERRO				
SENATOR ESSMANN		ma	Men	
SENATOR HAMLETT	V			
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SENATOR MOORE				
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SENATOR ROSENDALE		V		
SENATOR SESSO	V			
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SENATOR WANZENRIED				
SENATOR WEBB		V		
SENATOR WINDY BOY	V			
CHAIRMAN RIPLEY	V			

DATE:	4-12	, 2013	BILL #_165	VOTE 9-11
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MOTION: Comendment 4B000529.acd

NAME	AYE	NO	PROXY	EXCUSED
VICE CHAIR WALKER		V		
SENATOR BRENDEN		~		
SENATOR BROWN		V		
SENATOR BUTTREY	V			
SENATOR CAFERRO	~			
SENATOR ESSMANN		~	V	
SENATOR HAMLETT	V			
SENATOR JONES		~		
SENATOR KEANE	V			
SENATOR LEWIS		V		
SENATOR MOORE		V		
SENATOR OLSON		~		
SENATOR PRIEST		V	~	
SENATOR ROSENDALE		~		
SENATOR SESSO	~			
SENATOR TROPILA	V			
SENATOR WANZENRIED	/			
SENATOR WEBB		1		
SENATOR WINDY BOY	V			
CHAIRMAN RIPLEY	V			

DATE: 4-/2-, 2013 BILL # 148 5 VOTE 6-14

MOTION: Comendment HB000526.ACD

NAME	AYE	NO	DDOWN	EVICUOUS
VICE CHAIR WALKER	AIL	NO	PROXY	EXCUSED
	-	V		
SENATOR BRENDEN	V			
SENATOR BROWN		V		
SENATOR BUTTREY		~		
SENATOR CAFERRO		~		
SENATOR ESSMANN		1/	V	
SENATOR HAMLETT		~		
SENATOR JONES		V		
SENATOR KEANE		V		
SENATOR LEWIS	/			
SENATOR MOORE	V			
SENATOR OLSON		V		
SENATOR PRIEST			/	
SENATOR ROSENDALE	/			
SENATOR SESSO	/			
SENATOR TROPILA	V			
SENATOR WANZENRIED		V		
SENATOR WEBB		1		
SENATOR WINDY BOY		V		
CHAIRMAN RIPLEY		1		
CHAIRWIAN KIPLEY		V		

DATE:	4-12,2013	BILL# #B5	VOTE <u>/ 0 - / 0</u>
MOTION: _	524. acd		

NAME	AYE	NO	PROXY	EXCUSED
VICE CHAIR WALKER	1/	110	TROAT	EACUSED
SENATOR BRENDEN	V			
SENATOR BROWN		V		
SENATOR BUTTREY		/		
SENATOR CAFERRO		V		
SENATOR ESSMANN	V		V	
SENATOR HAMLETT		V		
SENATOR JONES		V		
SENATOR KEANE		V		
SENATOR LEWIS	V			
SENATOR MOORE	V			
SENATOR OLSON				
SENATOR PRIEST	V		/	
SENATOR ROSENDALE	V			
SENATOR SESSO		/		
SENATOR TROPILA		V		
SENATOR WANZENRIED		/		
SENATOR WEBB	V			
SENATOR WINDY BOY		V		
CHAIRMAN RIPLEY				

DATE:	4-12,2013	BILL#_HP5	VOTE <u>13 -</u> 7
MOTION:	520 and		/

NAME	AYE	NO	PROXY	EXCUSED
VICE CHAIR WALKER	V			Zire Collb
SENATOR BRENDEN	V			
SENATOR BROWN	1/			
SENATOR BUTTREY	V			
SENATOR CAFERRO		V		
SENATOR ESSMANN	V	,	V	
SENATOR HAMLETT		4		
SENATOR JONES	V			
SENATOR KEANE		V		
SENATOR LEWIS	V			
SENATOR MOORE	/			
SENATOR OLSON	V			
SENATOR PRIEST	V		V	
SENATOR ROSENDALE	V	~		
SENATOR SESSO		/		
SENATOR TROPILA		/		
SENATOR WANZENRIED		V		
SENATOR WEBB	V	_	š.	
SENATOR WINDY BOY				
CHAIRMAN RIPLEY	/			

DATE:	4-12	_, 2013	BILL #	VOTE <u>12-8</u>
MOTION: _	435	as amosty		

NAME	AXZE	NIO	DDOXXX	
	AYE	NO	PROXY	EXCUSED
VICE CHAIR WALKER		V		
SENATOR BRENDEN	1/			
SENATOR BROWN	1			
SENATOR BUTTREY	1/			
SENATOR CAFERRO	V			
SENATOR ESSMANN		V	V	
SENATOR HAMLETT	V			
SENATOR JONES	V			
SENATOR KEANE	V			
SENATOR LEWIS	V			
SENATOR MOORE		~		
SENATOR OLSON	V			
SENATOR PRIEST		V	V	
SENATOR ROSENDALE		V		
SENATOR SESSO	V			
SENATOR TROPILA	V			
SENATOR WANZENRIED	ŧ	/		
SENATOR WEBB		V		
SENATOR WINDY BOY		1/ 3		
CHAIRMAN RIPLEY	/			

DATE:	4-12	, 2013	BILL # <u>H3627</u>	VOTE _	13-7
MOTION:	Resonsides	action on	HB 627		

NAME	AYE	NO	PROXY	EXCUSED
VICE CHAIR WALKER	/			
SENATOR BRENDEN	V			
SENATOR BROWN	V			
SENATOR BUTTREY	V			
SENATOR CAFERRO		V		
SENATOR ESSMANN	V		V	
SENATOR HAMLETT		V		
SENATOR JONES	V			
SENATOR KEANE		V		
SENATOR LEWIS	V			
SENATOR MOORE	V			
SENATOR OLSON	V			
SENATOR PRIEST	V		V	
SENATOR ROSENDALE	V			
SENATOR SESSO	4	V		
SENATOR TROPILA		1		
SENATOR WANZENRIED		/		
SENATOR WEBB	/		3.7	
SENATOR WINDY BOY			;	
CHAIRMAN RIPLEY	V			

DATE:	4-12,2013	BILL# <u>HB 62</u> 7 VOTE	14-6
	HB 627		• (

NAME	AYE	NO	DDOVV	EVOLICED
	AYE	NO	PROXY	EXCUSED
VICE CHAIR WALKER				
SENATOR BRENDEN	/			
SENATOR BROWN	V			
SENATOR BUTTREY	/			
SENATOR CAFERRO		/		
SENATOR ESSMANN	V		V	
SENATOR HAMLETT		V	7	
SENATOR JONES	V			
SENATOR KEANE		V		
SENATOR LEWIS	1			
SENATOR MOORE	./			
SENATOR OLSON				
SENATOR PRIEST		,		,
SENATOR ROSENDALE				
SENATOR SESSO	3/	,		
SENATOR TROPILA		V		
SENATOR WANZENRIED		V		
SENATOR WEBB	V			
SENATOR WINDY BOY		1/		
CHAIRMAN RIPLEY	V	V		

SENATE PROXY

I, Senator	, hereby authorize Senator
Walher	to vote my proxy before the Senate
Jinance + Claims	_meeting held on
Senator Signature	<u>4-/2-/3</u> Date

Said authorization is as follows: (mark only one)

- □ All votes, including amendments.
- All votes as directed below on the listed bills, and all other votes.
- United Votes only as directed below.

Bill No./Amendment No.	Aye	No
HD001308-9. a'j \$5	X	
HB13 AS AMENDED		×
HBG AS AMENDED	X	
HB 420 AS AMENDED		X
11B000525.gcd		-x-
HB000529.4cd HB000524.acd HB000524.kcp		X
H3000324. 4CD	X	×
HB000 520. ACD	x	
483 AS AMONDED		X
HB 627 RECONSIDER ACTION	×	
1-13 627 AS MENDED	X	

SENATE PROXY

I, Senator _ Essmann	, hereby authorize Senator
Walher	to vote my proxy before the Senate
France & Claims	meeting held on
Senator Signature	<u>4-12-13</u> Date

Said authorization is as follows: (mark only one)

- ☐ All votes, including amendments.
- All votes as directed below on the listed bills, and all other votes.
- □ Votes only as directed below.

Bill No./Amendment No.	Aye	No
HB 001308-9.9;	x	
#3 13 43 AMENDED		×
HB 6 AS AMENDED		×
HB 420 AS AMENDED		×
HB 000525.9cd		-
4B0005 29.ACD		X
143000529. ACD 143000524. ACD 143000524. ACD	×	×
HB000520. ALD	×	
HB 5 AS AMENDED		×
HB627 RECONSIDERLACTION	X	1
HBG27 AS AMENDED	×	